

DEC 18 2003

OFFICIAL

Docket No. VOS-12 CON

IN RE U.S. PATENT APPLICATION NUMBER 09/558,284

TRANSMITTAL COVER LETTER FOR FACSIMILE TRANSMISSION

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Attention: Examiner Cynthia E. Collins

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THE SENDER IS: Li Su

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CLIENT NO. 003700.0002

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Julian Garcia

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Docket No. VOS-12 (ON

REV. 04/03
For Other Than A Small Entity

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants : Uwe Sonnewald et al.
Application No. : 09/558,284 Confirmation No.: 8936
Filed : April 25, 2000
For : 2-DEOXYGLUCOSE-6-PHOSPHATE (2-DOG-6-P) PHOSPHATASE DNA SEQUENCES AS SELECTION MARKER IN PLANTS
Examiner : Cynthia E. Collins
Group : 1638

Mail Stop AF
Hon. Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

New York, New York
December 18, 2003

TRANSMITTAL LETTER

Sir:

Transmitted herewith: [] a Declaration; [] a Supplemental Declaration; [] a Power of Attorney; [] an Associate Power of Attorney; [X] Second Supplemental Amendment and Reply to Final Office Action; [X] Petition For Extension of Time (in duplicate); to be filed in the above-identified patent application.

FEE FOR ADDITIONAL CLAIMS

☒ A fee for additional claims is not required.

☐ A fee for additional claims is required.

The additional fee has been calculated as shown below:

	CLAIMS REMAINING AFTER AMENDMENT		HIGHEST NUMBER PREVIOUSLY PAID FOR		PRESENT EXTRA	RATE	ADDITIONAL FEES
TOTAL CLAIMS	20	-	36	=	0	X \$ 18 =	\$ 0.00
INDEPENDENT CLAIMS	2	-	19	=	0	X \$ 86 =	\$ 0.00
FIRST PRESENTATION OF A MULTIPLE DEPENDENT CLAIM						+ \$290 =	\$ 0.00

* If less than 20, insert 20. TOTAL \$0.00

** If less than 3, insert 3.

☐ A check in the amount of \$_____ in payment of the filing fee is transmitted herewith.

☒ The Director is hereby authorized to charge payment of any additional filing fees required under 37 C.F.R. § 1.16, in connection with the paper(s) transmitted herewith, or credit any overpayment of same, to deposit Account No. 06-1075. A duplicate copy of this transmittal letter is transmitted herewith.

☐ Please charge \$_____ to Deposit Account No. 06-1075 in payment of the filing fee. A duplicate copy of this transmittal letter is transmitted herewith.

EXTENSION FEE

☒ The following extension is applicable to the Response filed herewith; ☐ \$110.00 extension fee for response

within first month pursuant to 37 C.F.R. § 1.136(a);
[] \$420.00 extension fee for response within second
month pursuant to 37 C.F.R. § 1.136(a); [] \$950.00
extension fee for response within third month pursuant to
37 C.F.R. § 1.136(a); [] \$1,480.00 extension fee for
response within fourth month pursuant to 37 C.F.R.
1.136(a); [X] \$2,010.00 within fifth month pursuant to
37 C.F.R. § 1.136(a).

[] A check in the amount of [] \$110.00; [] \$420.00;
[] \$950.00; [] \$1,480.00; [] \$2,010.00 in payment of
the extension fee is transmitted herewith.

[X] The Director is hereby authorized to charge payment of
any additional fees required under 37 C.F.R. § 1.17 in
connection with the paper(s) transmitted herewith, or to
credit any overpayment of same, to Deposit Account No.
06-1075. A duplicate copy of this transmittal letter is
transmitted herewith.

[X] Please charge the [] \$110.00; [] \$420.00; [] \$950.00;
[] \$1,480.00; [] \$2,010.00; extension fee; [X] \$520
[Difference in extension fee: \$2,010-\$1,480 (previously
paid for on November 20, 2003)= \$520] to Deposit Account
No. 06-1075; . A duplicate copy of this transmittal
letter is transmitted herewith.



Jane T. Gunnison (Reg. No. 38,479)
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PATENTS

Attorney Docket No. VOS-12 CON

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

DEC 18 2003

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PHOSPHATASE DNA SEQUENCES AS SELECTION
MARKER IN PLANTS
Examiner : Cynthia E. Collins
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New York, New York
December 18, 2003

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Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

PETITION FOR EXTENSION OF TIME

Applicants filed a Reply to the November 20, 2002 Final Office Action on May 20, 2003, a Notice of Appeal on May 20, 2003 and a Supplemental Amendment and Reply to Office Action on November 20, 2003 in the above-identified application. Pursuant to 37 C.F.R. § 1.136(a), applicants hereby petition to submit a Second Supplemental Amendment and Reply to the November 20, 2002 Final Office Action

within the fifth month. With the extension, a response is due on or before December 22, 2003¹.

The fee required under 37 C.F.R. § 1.17(a)(5) is \$2,010. However, applicants had petitioned for a four-month extension of time and paid the \$1,480 fee required under 37 C.F.R. § 1.17(a)(4) when submitting the Supplemental Amendment and Reply to Office Action on November 20, 2003. Thus, the outstanding fee due for the extension is $\$2,010 - \$1,480 = \$520$.

¹ The deadline for reply is December 20, 2003, which falls on a Saturday. According to 37 C.F.R. §1.7 (a), the action may be taken on the next succeeding business day, which is December 22, 2003.

The Director is hereby authorized to charge payment of the \$520 fee required or any additional extension fees that may be due or to credit any overpayment of same, to Deposit Account No. 06-1075. A duplicate copy of this Petition is enclosed herewith.

Respectfully submitted,



Jane T. Gunnison (Reg. No. 38,479)
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Li Su (Reg. No. 45,141)
Agent for Applicants
c/o FISH & NEAVE

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